

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

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MAGTEN ASSET MANAGEMENT CORP.	:	
and LAW DEBENTURE TRUST COMPANY OF	:	
NEW YORK,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	Civil Action No. 04-1494-JJF
	:	
NORTHWESTERN CORPORATION,	:	(Re: D.I. 94)
	:	
Defendant.	:	
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MAGTEN ASSET MANAGEMENT CORP.,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Civil Action No. 05-499-JJF
	:	
MIKE J. HANSON and ERNIE J. KINDT,	:	(Re: D.I. 121)
	:	
Defendants.	:	
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**JOINT MOTION OF PLAINTIFFS MAGTEN ASSET  
MANAGEMENT CORPORATION AND LAW DEBENTURE TRUST  
COMPANY OF NEW YORK TO AMEND THE SCHEDULING ORDER**

Plaintiff Magten Asset Management Corporation and the Law Debenture Trust Company of New York, by and through their undersigned counsel, respectfully move to amend the Scheduling Order entered in these cases (D.I. 94 in Case 04-1494; and D.I. 121 in Case 05-499) which provides for consolidated discovery. As discussed in further detail in Plaintiffs' Memorandum of Law filed concurrently herewith, Plaintiffs seek to (i) amend the date for completion of discovery to permit the taking of four (4) depositions of non-party witnesses which could not, as a practical matter, be completed before May 2; and (ii) permit Plaintiffs to take to 14 total depositions, an increase of four (4) depositions over the amount currently permitted under the Scheduling Orders.

Plaintiffs' certification pursuant to Delaware Local Rule 7.1.1 is attached hereto at Tab A, and a proposed form of order is respectfully attached hereto at Tab B.

Respectfully submitted,

Dated: Wilmington, Delaware  
May 2, 2007

**BLANK ROME LLP**

/s/ Dale R. Dubé  
Dale R. Dubé (DE No. 2863)  
David W. Carickhoff (DE No. 3715)  
1201 Market Street, Suite 800  
Wilmington, DE 19801  
Telephone: (302) 425-6400  
Facsimile: (302) 425-6464

- and -

**FRIED, FRANK, HARRIS, SHRIVER  
& JACOBSON LLP**

Bonnie Steingart  
Gary L. Kaplan  
John W. Brewer  
One New York Plaza  
New York, NY 10004  
Telephone: (212) 859-8000  
Facsimile: (212) 859-4000

Counsel for Magten Asset Management  
Corporation

**SMITH, KATZENSTEIN & FURLOW, LLP**

/s/ Kathleen M. Miller  
Kathleen M. Miller (DE No. 2898)  
800 Delaware Avenue, 7<sup>th</sup> Floor  
P.O. Box 410  
Wilmington, DE 19899  
Telephone: (302) 652-8400  
Facsimile: (302) 652-8405

-and-

**NIXON PEABODY LLP**

John V. Snellings  
Amanda Darwin  
100 Summer Street  
Boston, MA 02110  
Telephone: (617) 345-1201  
Facsimile: (866) 947-1732

Counsel for Law Debenture Trust  
Company of New York

**CERTIFICATE OF SERVICE**

I hereby certify that on this 2<sup>nd</sup> day of May, 2007, I served by hand delivery and electronic filing the JOINT MOTION OF PLAINTIFFS MAGTEN ASSET MANAGEMENT CORPORATION AND LAW DEBENTURE TRUST COMPANY OF NEW YORK TO AMEND THE SCHEDULING ORDER, using CM/ECF which will send notification of such filing(s) to the following:

**BY EMAIL AND HAND DELIVERY**

Denise Seastone Kraft, Esquire  
Edwards Angell Palmer & Dodge LLP  
919 North Market Street, 15th Floor  
Wilmington, DE 19801

Victoria Watson Counihan, Esquire  
Dennis A. Meloro, Esquire  
Greenberg Traurig LLP  
The Nemours Building  
1007 North Orange Street, Suite 1200  
Wilmington, DE 19801

I also certify that, on this 2<sup>nd</sup> day of May, 2007, I served the aforementioned document, by e-mail and Federal Express, upon the following participants:

**BY EMAIL AND FEDERAL EXPRESS**

Stanley T. Kaleczyc, Esquire  
Kimberly A. Beatty, Esquire  
Browning, Kaleczyc, Berry & Hoven, P.C.  
139 North Last Chance Gulch  
P.O. Box 1697  
Helena, Mt 59624

Steven J. Reisman, Esquire  
Joseph D. Pizzurro, Esquire  
Nancy E. Delaney, Esquire  
Miriam K. Harwood, Esquire  
Curtis, Mallet-Prevost, Colt & Mosle LLP  
101 Park Avenue  
New York, New York 10178-0061

*Dale R. Dubé*  
Dale R. Dubé (No. 2863)